IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.15687-M of 2007

DATE OF DECISION:17.04.2007

Baldev Singh .....Petitioner

Versus

State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri K.S. Dhaliwal, Advocate
for the petitioner.

Shri Lekh Raj Sharma, Addl. A.G., Punjab.

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This is second application filed by the petitioner for the grant of regular bail in case FIR No. 148 dated 22.5.2006 under Sections 307/447/148/149 IPC and 27/54/59 of Arms Act, registered at Police Station Samana, District Patiala. His earlier application was dismissed on merits on 14.12.2006.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the injury caused by the petitioner by the fire arm is on the non-vital part of the body of the injured. Counsel further contends that the petitioner is in custody since 13.6.2006 and till date out of 22 witnesses only one witness has been examined.

Counsel for the respondent-State on instructions from Head Constable Gurmej Singh does not dispute the fact that the fire arm injury allegedly caused by the petitioner is not on the vital part of the body of the injured. Counsel for the respondent-State also does not dispute the custody period of the petitioner.

Keeping in view the aforesaid facts and the fact that the trial is not likely to conclude at an early date, I deem it appropriate to grant bail to the petitioner. He is accordingly ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of trial Court.

April 17, 2007 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**